

INFORMATION DISCLOSURE STATEMENT

Applicant	:	Mohamed K. Diab, et al.
App. No.	:	Unknown
Filed	:	Herewith
For	:	MANUAL AND AUTOMATIC PROBE CALIBRATION
Examiner in		
Prior App.	:	Eric F. Winakur
Group Art Unit of		
Prior App.	:	3736

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed is form PTO-1449 listing 39 references cited in one or more parent applications, including Application No. 10/005,711, filed November 8, 2001, now Patent No. 6,678,543, which is a continuation of Application No. 09/451,151, filed November 30, 1999, now Patent No. 6,397,091, which is a continuation of Application No. 09/016,924, filed on February 2, 1998, now Patent No. 6,011,986, which is a continuation of Application No. 08/478, filed on June 7, 1995, now Patent No. 5,758,644 all of which are relied upon for an earlier filing date under 35 U.S.C. § 120. Copies of the references are not submitted pursuant to 37 C.F.R. § 1.98(d).

This Information Disclosure Statement is being filed before the receipt of a first Office Action on the merits, and presumably no fee is required in accordance with 37

Appl. No. : Unknown
Filed : Herewith

Docket No. MASIMO.004C4
Customer No. 20,995

C.F.R. § 1.97(b)(3). If a first Office Action on the merits was mailed before the mailing date of this Statement, the Commissioner is authorized to charge the fee set forth in 37 C.F.R. § 1.17(p) to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 13, 2004

By: 

John M. Grover

Registration No. 42,610

Attorney of Record

Customer No. 20,995

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FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT BY APPLICANT (USE SEVERAL SHEETS IF NECESSARY)	ATTY. DOCKET NO. MASIMO.004C4	APPLICATION NO. Unknown
	APPLICANT Diab et al.	
	FILING DATE Herewith	GROUP OF PRIOR APPL. 3736

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	1.	3,463,142	8/26/69	Harte et al.			
	2.	3,647,299	3/7/72	Lavallee			
	3.	3,740,570	6/19/73	Kaelin et al.			
	4.	3,799,672	3/26/74	Vurek			
	5.	4,086,915	5/2/78	Kofsky et al.			
	6.	4,169,976	10/2/79	Cirri			
	7.	4,182,977	1/8/80	Stricklin, Jr.			
	8.	4,308,456	12/29/81	Van Der Gaag et al.			
	9.	4,346,590	8/31/82	Brown			
	10.	4,407,290	10/4/83	Wilber			
	11.	4,449,821	5/22/84	Lee			
	12.	4,480,866	11/84	Bergamin			
	13.	4,580,867	4/86	Wright, et al.			
	14.	4,621,643	11/11/86	New, Jr. et al.			
	15.	4,653,498	3/31/87	New, Jr. et al.			
	16.	4,700,708	10/20/87	New, Jr. et al.			
	17.	4,770,179	9/13/88	New, Jr. et al.			
	18.	4,848,901	7/18/89	Hood Jr.			
	19.	4,877,322	10/31/89	Hill			
	20.	4,913,150	4/3/90	Cheung et al.			
	21.	4,942,877	7/24/90	Sakai et al.			
	22.	5,058,588	10/22/91	Kaestle			
	23.	5,113,862	5/19/92	Mortazavi			
	24.	5,140,228	8/18/92	Biegel			
	25.	5,209,230	05/93	Swedlow, et al.			
	26.	5,246,003	9/93	DeLonzor			

EXAMINER	DATE CONSIDERED
*EXAMINER: INITIAL IF CITATION CONSIDERED, WHETHER OR NOT CITATION IS IN CONFORMANCE WITH MPEP 609; DRAW LINE THROUGH CITATION IF NOT IN CONFORMANCE AND NOT CONSIDERED, INCLUDE COPY OF THIS FORM WITH NEXT COMMUNICATION TO APPLICANT.	

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U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE (IF APPROPRIATE)
	27.	5,249,576	10/93	Goldberger, et al.			
	28.	5,267,562	12/7/93	Ukawa et al.			
	29.	5,287,853	2/22/94	Vester et al.			
	30.	5,308,919	5/3/94	Minnich			
	31.	5,397,247	3/95	Aoki, et al.			
	32.	5,515,169	5/7/96	Cargill et al.			
	33.	5,758,644	6/98	Diab et al.			
	34.	6,144,868	11/00	Parker			

FOREIGN PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	35.	JP5275746	22-10-93	Japanese Abstract				
	36.	88/10462	29-12-88	PCT				
	37.	019 478	26-11-80	European				

EXAMINER INITIAL	OTHER DOCUMENTS (INCLUDING AUTHOR, TITLE, DATE, PERTINENT PAGES, ETC.)	
	38.	de Kock, J.P. et al., "The Effect of Varying LED Intensity on Pulse Oximeter Accuracy", <u>Journal of Medical Engineering & Technology</u> , Vol. 15, No. 3, May/June 1991, pp. 111-116.
	39.	Reynolds, K.J., et al., "Temperature Dependence of LED and its Theoretical Effect on Pulse Oximetry", <u>British Journal & Anaesthesia</u> , 1991, Vol., 67, pp. 638-643.

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